

Message Text

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ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 IO-11 L-03 TRSE-00 COME-00

CIEP-01 SSO-00 INRE-00 NSCE-00 USIE-00 AGR-05 CEA-01

CIAE-00 DODE-00 FRB-03 H-02 INR-07 INT-05 LAB-04

NSAE-00 NSC-05 PA-01 AID-05 SS-15 STR-04 ITC-01

PRS-01 SP-02 FEAE-00 OMB-01 XMB-02 OPIC-03 AF-06

EA-07 EUR-12 NEA-10 OIC-02 /133 W

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O R 021600Z MAR 76

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 9092

INFO USUN NEW YORK 696

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FOR EB - BOEKER; L - FELDMAN; TREAS - LANGE, COMMERCE - ARRILL;
CIEP - GRANDFIELD

E.O. 11652: N/A

TAGS: OCON, EFIN, ECOSOC, PE

SUBJECT: TNC COMMISSION NO. 1

1. AT OPENING SESSION, FOREIGN MINISTER DE LA FLOR GAVE
TOUGH LINE RE NECESSITY REGULATE AND CONTROL TNCs IN INTEREST
NEW INTERNATIONAL ECONOMIC ORDER, CITING EXPROPRIATIONS IN
PERU AS FIRST ACT OF REVOLUTIONARY GOVERNMENT. SPEECH HEAVILY
CONFRONTATIONAL.

2. AT PRE-SESSION MEETING OF RUBIN AND FIGUERERO, LATTER
INDICATED THAT LATIN AMERICAN DELEGATIONS WITH EXCEPTION OF
PERU WOULD LIKELY PROPOSE A PROCEDURE FOR FUTURE WORK AS
FOLLOWS:

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A. SET UP WORKING GROUP FOR CODES OF CONDUCT, WITH

GOVERNMENTS COMMITTED TO GIVING THEIR VIEWS AS TO SUCH CODES BY SEPTEMBER; WORKING GROUP WOULD MEET THEREAFTER ON THE BASIS OF MERE CODIFICATION BY SECRETARIAT OF SUCH GOVERNMENTALLY SUGGESTED "POLITICAL PRINCIPLES". (BY "POLITICAL PRINCIPLES" RUBIN UNDERSTANDS FIGUERERO TO REFER TO THOSE ASPECTS OF THE POINTS MADE BY THE LATIN AMERICAN AND CARIBBEAN COUNTRIES IN JANUARY 1975 WHICH REFER TO NONINTERFERENCE IN NATIONAL POLICIES, RESPECT FOR NATIONAL SOVEREIGNTY, ETC., AS DISTINGUISHED FROM "ECONOMIC PRINCIPLES" RELATING TO BALANCE OF PAYMENTS EFFECTS OF INVESTMENTS, ETC.) RESULTS TO BE FORWARDED TO 1977 MEETING OF COMMISSION.

B. 1977 SESSION TO WORK OVER SUCH CODES, AND ONLY THEN WOULD ESTABLISH CONSULTATIVE PROCEDURES WITH QUALIFIED PERSONS TO CONSIDER TEXTS, THEREAFTER TO DEBATE TEXTS AND SUCH VIEWS; RESULTS

C. TO BE CONSIDERED WITH SOME DEGREE FINALITY IN 1978 SESSION. FIGUERERO STATED VIEW THAT CODE SHOULD BE MANDATORY AND DIRECTED ONLY TO TNCS, BUT HE FELT THAT THESE ISSUES NEED NOT BE FACED BEFORE 1977.

3. WHILE FIGUERERO STRESSES DESIRE TO BE MODERATE AND NECESSITY FOR CAREFUL CONSIDERATION ON BASIS OF THIS PROCEDURE, IT SEEMS CLEAR HE WISHES TO REDUCE ROLE OF SECRETARIAT TO VERY LITTLE, POSSIBLY ON BASIS THAT SECRETARIAT HAS ALREADY DEMONSTRATED CONSIDERABLE DEGREE OF INDEPENDENCE AND OBJECTIVITY. CONFLICT BETWEEN FIGUERERO AND SAHLGRAN BECAME EVIDENT AT SMALL HEADS OF DELEGATION LUNCH ORGANIZED BY VALDEZ OF PERU (WHO WAS UNANIMOUSLY ELECTED CHAIRMAN AT PM SESSION) WITH USSR, ARGENTINA, ALGERIA, INDIA AND PERU REPRESENTED. FIGUERERO THEN SUGGESTED SOME CLOSED SESSIONS, WITH IDEA OF EXCLUDING OBSERVERS (OSTENSIBLY TO REDUCE POSSIBILITY OF SPEECHES ADDRESSED TO PUBLIC RATHER THAN TO PROBLEMS) AND POSSIBLE EXCLUSION OF SECRETARIAT. HE ALSO MINIMIZED THE IMPORTANCE OF ANY WORK OTHER THAN ON CODE. LITTLE WAS SETTLED, BUT SAHLGREN OBVIOUSLY PREPARED TO FIGHT FOR STRONG AND INDEPENDENT LIMITED OFFICIAL USE

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SECRETARIAT ROLE. U.S. DEL, IN ACCORDANCE WITH POSITION PAPER WILL URGE STRONG SECRETARIAT INVOLVEMENT, INCLUDING DRAFTING OF ISSUES PAPER, WHICH LATINS APPARENTLY WISH TO AVOID.

4. PM SESSION ELECTED VALDEZ (PERU) AS CHAIRMAN, AND POSTPONED FURTHER MEETING TO PM MARCH 2, TO PERMIT DELEGATIONS CONSIDER POSITION IN AM. QUESTION RAPPORTEUR AND VICE

CHAIRMAN STILL OPEN, THOUGH LIKELY ALGERIAN WILL BE SUPPORTED ON GROUND THAT AFRICA OUGHT TO BE A POST. ON SUGGESTION U.S., SUPPORTED BY ARGENTINA, DEBATE MARCH 2 WILL INCLUDE GENERAL STATEMENTS BY DELEGATIONS. WE PROPOSE MAKE STATEMENT ALONG LINES DRAFTED BY RUBIN PRIOR DEPARTURE FROM WASHINGTON.

5. DELEGATION HOPES TO RECEIVE INSTRUCTIONS WHEN POSSIBLE RE STATEMENT ON BRIBERY, ETC. ISSUE. ON THIS, FIGUERERO MINIMIZED ISSUE IN PRIVATE DISCUSSION WITH RUBIN, BUT IT IS ON AGENDA AND WAS MENTIONED IN DE LA FLOR'S OPENING ADDRESS, AND IS CERTAIN TO BE DISCUSSED. IT WOULD BE USEFUL IF WE COULD TAKE SOME SORT OF INITIATIVE ON THIS POINT. THE POSSIBILITY THAT WE MIGHT DO SO WAS MENTIONED IN AN INFORMAL MEETING OF SOME WEOS TODAY.

6. A GOOD MANY DELEGATIONS ARE STILL MISSING, WHICH MAY INDICATE SOME LESSENING OF INTEREST IN SUBJECT BY AT LEAST SOME G-77S, BUT THIS IS HIGHLY SPECULATIVE.
DEAN

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